

Response and Amendment

Applicant Docket No. 05002.1060

REMARKS

In paragraph 2 of the Action, the Office objects to the claims because the lines are crowded to closely together. The claims as presented in this response use one and one-half line spacing and thus, will be easier for the Office to enter amendments.

In paragraphs 3-14, the Office rejects claims 1-25 under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent Number 6,553,412 issued to Kloba et al. in view of U.S. Patent Number 6,490,601 issued to Marcus et al.

More specifically, with regards to claim 1, the Office alleges that Kloba teaches inserting an application program interface into the web site for determining the information to be transferred, and inserting a user interface in the web site for selecting a plurality of options for transferring the information from the first web site into the handheld Internet appliance. The Office bases this allegation on the following references: Fig. 1 element 112, column 10 lines 45-67, column 11 lines 25-55 and column 12 lines 1-40. Although the applicant respectfully disagrees with the Office's position, the applicant has nonetheless offered an amendment to claim 1 to more particularly show how this claim is distinct from the cited art.

Claim 1, as amended, recites inserting an application program interface in the web site for determining the information to be transferred; inserting a user interface in the web site for selecting a plurality of options for transferring the information from the first web site into the handheld Internet appliance; and providing a software plug-in to automatically transfer the information from the web site into the local database in the handheld Internet appliance. The claim has been amended to indicate that the plug-in performs all necessary format conversions for the transfer and that the automatic characteristic indicates that the process takes place independent from a synchronization process.

The Office refers to part 112 of Fig. 1 as support for claim element. Upon examination of Fig. 1, the element 112 refers to a Client Interface Module which enables the client 108 to communicate with adapters, such as communications module 110. Col. 12, lines 24-39.

Response and Amendment

Applicant Docket No. 05002.1060

The Office also refers to column 10, lines 45-67 of Kloba. This portion of the Kloba reference simply describes that the client device can include a user interface, as well as other modules. The Office also refers to column 11, lines 25-55 of Kloba. This portion of the reference describes the user interface as being a graphical user interface that enables users to interact with the client and functions and modules provided by the client. In addition, the user interface controls how functions presented by the modules of the client are presented to users and how users interact with such functions and modules. Kloba also suggests that the user interface can be distributed by having portions of the user interface residing in different modules. Finally, the Office refers to column 12, lines 1-40 of Kloba. This portion of the reference describes a control module that can access information, such as an address book, by interacting with a database module. In addition, a forms module can interact with the database module to access forms that are stored in the database.

The applicant has carefully reviewed the references that have been highlighted by the Office, as well as the entirety of the Kloba reference. The applicant appreciates the Office's careful review of the Kloba reference acknowledging the burden of that task due to the length of the reference. However, the applicant respectfully disagrees with the Office's position regarding the Kloba reference and asserts its own position.

Looking at claim 1 in greater detail, claim 1 recites the following elements:

- (a) inserting an application program interface in the web site for determining the information to be transferred to the handheld device; AND
- (b) inserting a user interface in the web site for selecting a plurality of options for transferring the information from the first web site into the handheld Internet appliance; AND
- (c) providing a software plug-in to **automatically** transfer the information from the web site into the local database in the handheld Internet appliance AND performing all necessary format conversions for the transfer and that the automatic characteristic indicates that the process takes place independent from a synchronization process.

Response and Amendment

Applicant Docket No. 05002.1060

After a careful read of the Kloba reference, the applicant has determined that these elements are simply not described, suggested or taught.

The Office admits that Kloba fails to teach providing a software plug-in to automatically transfer the information from the web site into the local database in the handheld Internet appliance. The Office then alleges that Marcus describes such an element in the abstract and at column 3, lines 15-55. The applicant has thoroughly reviewed these citations, as well as the entire Marcus reference. The applicant respectfully asserts that Marcus does not describe, suggest or teach the claimed element. Furthermore, the applicant respectfully asserts in arguendo, that even if Marcus were construed as describing this claim element, there is not motivation whatsoever to have combined Marcus with Kloba.

Claim 1 recites a software plug-in to automatically transfer information to the handheld device from the web site. Marcus simply describes launching a form completion application to complete one or more fields of a browser based form. Such a process is not the same as automatically transferring the data into the handheld device, performing necessary conversions, etc. as recited in the claim. Thus, the applicant fails to see the connection that the Office is drawing with regards to this reference.

Furthermore, Kloba simply describes a system that allows web content to be downloaded to a portable device so that the device can be used in an off-line mode. Marcus is directed towards automatically filling out common fields in a browser based form. The applicant sees no motivation for combining these references for any purpose, let alone for combining them to perform the function as recited in claim 1. In addition, even if a motivation to combine these references is assumed, neither reference describes, suggests or teaches the claimed user interface or the claimed plug-in elements as recited in claim 1. Thus, the applicant respectfully requests the Office to reconsider its rejection of claim 1 and indicate that the claim is allowable.

Claims 2-10 depend either directly or indirectly from claim 1, which is allowable based on the applicant's traversal of the Office's rejection. Thus, claims 2-10 are also allowable and the applicant respectfully requests the Office's agreement.

Response and Amendment

Applicant Docket No. 05002.1060

The Office states that claims 11-30 do not teach or define any new limitations above claims 1-25 and thus, the Office rejections them on the same grounds as claim 1 and its dependent claims. As the applicant has traversed the Office's basis for rejection of claim 1, hence making claim 1 and its dependent claims allowable, then claims 11-30 should also be allowable. However, the applicant respectfully disagrees with the language asserted by the Office that claims 11-30 do not teach or define any new limitations beyond what claims 1-10 contain.

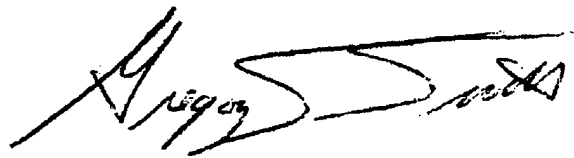
Response and Amendment

Applicant Docket No. 05002.1060

CONCLUSION

Applicant respectfully submits the claims as presented are allowable over the cited art and respectfully request the Office to move this case towards allowance. The applicant invites the Office to contact the undersigned at its convenience should the Office believe it would facilitate prosecution of this application. Applicant thanks the Examiner for consideration of this application.

Respectfully submitted,



Gregory Scott Smith
Registration No. 40,819

LAVA Group Law by Smith & Frohwein, LLC
P.O. Box 88148
Atlanta, Georgia 30356
Telephone: (770) 804-9070
Facsimile: (770) 804-0900